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**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
WALKER RIVER PAIUTE TRIBE,)	IN EQUITY NO. C-125-ECR
)	Subproceeding: C-125-B
Plaintiff-Intervenor,)	
)	
vs.)	PROPOSED PROCEDURES TO
)	ADDRESS THE FIFTEENTH REPORT
WALKER RIVER IRRIGATION DISTRICT,)	OF THE UNITED STATES OF
a corporation, et al.,)	AMERICA CONCERNING STATUS OF
)	SERVICE ON CERTAIN PERSONS
Defendants.)	AND ENTITIES
_____)	

The United States of America (“United States”), through undersigned counsel, proposes the following procedures to address the *Fifteenth Report of the United States of America Concerning Status of Service on Certain Persons and Entities* (Mar. 5, 2010) (“Fifteenth Service Report”) (Docket # 1578). The United States filed both the Fifteenth Service Report and the instant filing on March 5, 2010.

The Fifteenth Service Report reports the status of the United States’ continuing efforts to effect service on persons and entities subject to service under the *Case Management Order* (Apr. 18, 2000) (“CMO”). As set forth in this and the other fourteen similar pleadings, the United States asks the Court to approve certain service efforts, to amend the caption related to this phase of service, to make corrections and additions, and, in some instances, to take no action at this point. As it has also done in its earlier service reports, the United States also asks in this pleading that “the parties . . . direct any comments or corrections regarding this report to the United States so that any corrections might be made promptly.” Fifteenth Service Report at 2.

The parties' practice in addressing prior service reports has been to provide any comments to the United States prior to scheduled status conferences with the Magistrate Judge. As a general matter, throughout this process and to date, comments, corrections and/or questions were raised by one attorney for the Walker River Irrigation District (Mr. Ferguson) and/or the attorney for the United States Board of Water Commissioners (currently Ms. Peterson). The United States has attempted to resolve these issues prior to the status conference and address any remaining comments and corrections during the status conference, following which the Magistrate Judge would approve the proposed Order. To date, the Court has signed all proposed Orders relating to the completion of service. The practice proposed below is similar to what was done in the past, except that it could be done through filings alone.

The United States proposes that the Court order the following procedural steps to govern its review of the Fifteenth Service Report and has attached a proposed *Order Regarding Comment on Fifteenth Service Report*:

1. As with all earlier Service Reports, the United States has already served a copy of the Fifteenth Service Report, including exhibits, on all persons and entities receiving E-service through the Court's CMECF system. (The United States' Certificate of Service also show a small number of courtesy serves by mail of the Service Report only on governmental entities whose counsel are included in the CMECF system.)
2. The United States will also serve a copy of the Fifteenth Service Report by mail on all persons and entities addressed in the Fifteenth Service Report who are not registered to receive E-service in this case through the Court's CMECF system, along with a copy of the exhibits that concern their service issues. The United States has made similar service of the earlier Service Reports. The United States will also include a copy of the Certificate of Service (*see* paragraph 3) and a copy of the executed proposed *Order Regarding Comment on Fifteenth Service Report* (*see* paragraph 4) in its service by mail. Upon request, the United States will provide any of these persons and entities with any additional exhibits they wish to obtain. The United States proposes that it complete this service by mail within ten (10) days after the Court approves and enters the attached proposed *Order Regarding Comment on Fifteenth Service Report*.
3. The United States will file a Certificate of Service demonstrating its timely service by mail pursuant to Paragraph 2.
4. Any party or other person or entity registered to receive E-service through the Court's CMECF system in this case and any person or entity whose service and/or party status is addressed in the Fifteenth Service Report would have a period of time within which to provide any comments or corrections regarding the Fifteenth Service Report to counsel for the United States. The United States proposes a deadline of April 14, 2010, or thirty (30) days after the Court approves and enters the attached proposed *Order Regarding Comment on Fifteenth Service Report*, whichever is later. Such comments or corrections may also be

filed with the Court, but they would not be required to be filed.

5. Thereafter, the United States would file a *Request for Approval of Fifteenth Report of the United States of America Concerning Status of Service on Certain Persons and Entities* ("Request for Approval") that includes and addresses all comments and corrections received regarding the Fifteenth Service Report and includes a *Proposed Order Concerning Fifteenth Report of the United States of America Concerning Status of Service on Certain Persons and Entities* ("proposed Fifteenth Service Report Order"). The United States proposes that it file the Request for Approval and proposed Fifteenth Service Report Order no later than April 29, 2010, or forty-five (45) days after the Court approves and enters the attached proposed *Order Regarding Comment on Fifteenth Service Report*, whichever is later. The United States would serve this filing on all persons and entities registered to receive E-service in this case through the Court's CMECF system and all other persons and entities that submitted a comment or correction.
6. Following receipt of the United States' Request for Approval pursuant to the previous paragraph, the United States requests that the Court determine whether to approve the *Proposed Order Concerning Fifteenth Report of the United States of America Concerning Status of Service on Certain Persons and Entities*.

WHEREFORE, for these and such additional reasons that may appear to the Court, the United States asks the Court to approve these suggested procedures as set forth in the attached Proposed *Order Regarding Comment on Fifteenth Service Report*, which is included in Attachment 1.

Dated: March 5, 2010

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on this 5th day of March 2010, I electronically filed the foregoing **Proposed Procedures to Address the Fifteenth Report of the United States of America Concerning Status of Service on Certain Persons and Entities** with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following via their email addresses:

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and I further certify that I served a copy of the forgoing to the following non CM/ECF participants by U.S. Mail, postage prepaid, this 5th day of March 2010:

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